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Lawrence B. Bugaisky	Theodore A. Wood	Jessica L. Parezo*	Victoria S. Rutherford	
Michael V. Messinger	Elizabeth J. Haanes	Timothy A. Doyle*		

September 20, 2004

WRITER'S DIRECT NUMBER:
(202) 772-8589*INTERNET ADDRESS:*
LARRYB@SKGF.COM

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Art Unit 1647

Re: U.S. Utility Patent Application
Application No. 09/869,565; Filed: October 17, 2001
For: **PTH Receptor and Screening Assay Utilizing the Same**
Inventors: **GARDELLA *et al.***
Our Ref: 0609.4730000/LBB/M-G

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1);
2. Fee Transmittal Form (PTO/SB/17);
3. Amendment and Reply Under 37 C.F.R. § 1.111;
4. Declaration by Applicant Concerning the Deposit of a Biological Material;
5. Credit Card Payment Form (PTO-2038) in the amount of \$368.00 to cover:
\$110.00 - one-month extension of time fee; and
\$258.00 - excess claims fee; and
6. One (1) return postcard.

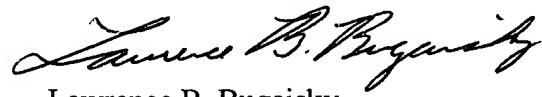
It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents
September 20, 2004
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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Lawrence B. Bugaisky
Attorney for Applicants
Registration No. 35,086

LBB/M-G/bls
Enclosures

312852_1.DOC

10801 University Blvd • Manassas, VA 20110-2209 • Telephone: 703-365-2700 • FAX: 703-365-2745

BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF
THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE



INTERNATIONAL FORM

RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

Massachusetts General Hospital
Attn: Thomas Gardella
Endocrine Unit, 32 Fruit Street
Boston, MA 02114

Deposited on Behalf of: The General Hospital Corporation

Identification Reference by Depositor: Patent Deposit Designation

<i>Escherichia coli</i> with plasmid TG-98	PTA-1136
<i>E. coli</i> with plasmid TG-422	PTA-1138
<i>E. coli</i> with plasmid TG-433	PTA-1139
<i>E. coli</i> with plasmid TG-454	PTA-1140
<i>E. coli</i> with plasmid TG-462	PTA-1142

The deposits were accompanied by: a scientific description a proposed taxonomic description indicated above. The deposits were received December 28, 1999 by this International Depository Authority and have been accepted.

AT YOUR REQUEST: We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested January 10, 2000. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:

Barbara M. Hailey, Administrator, Patent Depository

Date: January 14, 2000

cc: Steven R. Ludwig, Esq. (Ref. 0609.4780000)

ATCC



CORRECTED

10801 University Blvd., ~~Richmond~~, VA 20110-2209 • Telephone: 703-365-2700 • FAX: 703-365-2745

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Massachusetts General Hospital
Attn: Thomas Gardella
Endocrine Unit, 32 Fruit Street
Boston, MA 02114

Deposited on Behalf of: The General Hospital Corporation

Identification Reference by Depositor: **Patent Deposit Designation**

Escherichia coli with plasmid TG-376 PTA-1137
E. coli with plasmid TG-449 PTA-1141

The deposits were accompanied by: a scientific description a proposed taxonomic description indicated above. The deposits were received December 30, 1999 by this International Depository Authority and have been accepted.

AT YOUR REQUEST: X We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

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